

AN ORDINANCE **9 6 9 2 5**

AUTHORIZING THE EXECUTION OF A STANDARD ONE (1) YEAR LEASE AGREEMENT IN THE AMOUNT OF \$1,620.00 WITH MR. KIRAN BHALLA, D/B/A/ A FRUITY AFFAIR, A RESTAURANT, FOR LEASE OF SIDEWALK PATIO SPACE ON THE SAN ANTONIO RIVERWALK IN THE RIVER CENTER MALL LAGOON AREA IN CITY COUNCIL DISTRICT 1 FOR OUTDOOR PATIO DINING PURPOSES, WITH PROVISIONS FOR TWO ADDITIONAL RENEWAL TERMS OF TWO YEARS EACH.

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WHEREAS, Mr. Kiran Bhalla d/b/a A Fruity Affair has entered into a lease agreement with River Center Mall to operate a restaurant adjacent to the San Antonio RiverWalk; and

WHEREAS, A Fruity Affair has requested to utilize approximately 60.0 square feet of sidewalk space on the San Antonio RiverWalk for outdoor patio dining purposes; and

WHEREAS, based on A Fruity Affair's business plan for the new restaurant, staff recommends a one year lease agreement for said space, with provisions for two additional renewal terms of two years each (a potential total lease term of five years), contingent upon the successful completion of each prior lease term; and

WHEREAS, it is now necessary to authorize the City Manager to execute a lease agreement for the period January 1, 2003 through December 31, 2003; **NOW THEREFORE**:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

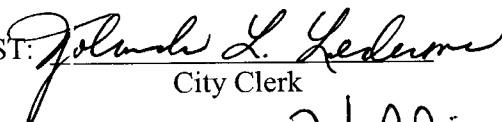
SECTION 1. The City Manager or her designee is hereby authorized to execute a one year lease agreement with Mr. Kiran Bhalla d/b/a A Fruity Affair Restaurant for the lease of approximately 60.0 square feet of sidewalk RiverWalk space. A copy of said lease agreement is attached hereto and incorporated herein for all purposes as Attachment I.

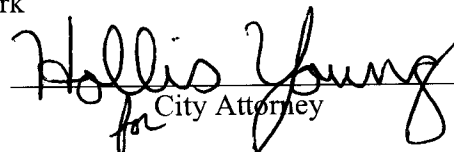
SECTION 2. All proceeds from said lease shall be deposited into the RiverWalk Capital Improvements Fund 40-005089, Index Code 066951.

SECTION 3. This ordinance shall be effective on and after the tenth day after passage hereof.

PASSED AND APPROVED this 19th day of December 2002.


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney